



California Regional Water Quality Control Board

Los Angeles Region



Recipient of the 2001 Environmental Leadership Award from Keep California Beautiful

Alan C. Lloyd, Ph.D.
Agency Secretary

320 W. 4th Street, Suite 200, Los Angeles, California 90013
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Arnold Schwarzenegger
Governor

December 12, 2005

Mr. Paul Ohlmann

Personal Matters / Ex. 6

Los Angeles, CA 90071

SPILLS, LEAKS, INVESTIGATIONS AND CLEANUPS (SLIC) OVERSIGHT COST REIMBURSEMENT ACCOUNT - ON ATLANTIC, LLC AT 8411 S. ATLANTIC BLVD., CUDAHY, CALIFORNIA (SLIC NO. 1148)

Dear Mr. Ohlmann:

The California Water Code (CWC), Section 13304, allows the Regional Board to recover reasonable expenses from the responsible party to oversee cleanup of unregulated releases which adversely affect the State's waters.

Based on the submitted information, up to 680 milligrams per kilogram (mg/kg) of total petroleum hydrocarbons - extractable (TPHe), 11 mg/kg of TPH-gasoline, 2,400 mg/kg of lead, 12 mg/kg of arsenic, 19,000 micrograms per kilogram (µg/kg) of trichloroethene (TCE), 110 µg/kg of cis-1,2-dichloroethene (DCE) and 47 µg/kg of tetrachloroethene (PCE) were detected in the soil. Up to 3,300 micrograms per liter (µg/L) of TCE and 240 µg/L of DCE were detected in the groundwater. The release of chemicals has degraded the groundwater quality and beneficial uses of the State's waters.

Estimate of Work to be Performed

The Regional Board staff estimates the following work will be done for your site during the Regional Board's 2005/2006 fiscal year (July 1, 2005 to June 30, 2006):

1. Review environmental assessment reports;
2. Request and review workplans for additional delineation of the soil and groundwater/surface water contamination;
3. Request and review soil and water corrective action plan;
4. Conduct site inspections, collect split samples, and communicate findings to responsible parties; and
5. Conduct internal and external communications (i.e. meetings, memos) about the site.

Statement of Expected Outcome

The expected outcome of work that will be performed includes providing written comments on the submitted reports and workplans, verifying the adequacy of reports, and determining the need to further investigate the impact to soil and water.

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Billing Rates

Attached are the Spills, Leaks, Investigations, and Cleanups (SLIC) Program, Monthly Salary Scales by Job Classification (Attachment 1) for employees expected to perform the work and the Reimbursement Process for Regulatory Oversight (Attachment 2). The names and classifications of employees that charge time to this site will be listed on the invoices. The average billing rate is about \$110.00 per hour.

Estimation of Expected Charges

Regional Board staff expects to charge about 80 hours for work related to this site during fiscal year 2005/2006. Based on the average billing rate of \$110 per hour, the estimated billing charge for this site during this fiscal year is about \$8,800. **Please note that this is neither a commitment nor a contract for regulatory oversight. It is only an estimate of the work, which may be performed. Furthermore, we anticipate that there may be possible delays in Regional Board staff's review of reports submitted.**

Landowner Notification and Participation Requirements

Pursuant to Division 7 of the Porter Cologne Water Quality Control Act under section 13307.1, the Regional Board is required to notify all current fee title holders for the subject site prior to considering corrective action or granting case closure. Therefore, you are required to provide the name, mailing address and telephone number for all record fee title holders for the site together with a copy of county record of current ownership, available from the County Recorder's Office, or complete the attached Certification Declaration Form (Attachment 3) and submit it to our office.

Please sign and return the enclosed landowner's information (Attachment 3) and "Acknowledgment of Receipt of Cleanup and Abatement Cost Recovery Letter" (Attachment 4) to the Regional Board by **January 12, 2006.**

New Requirements

I. Change of Ownership

You must notify the Executive Officer, in writing at least 30 days in advance of any proposed transfer of this cost reimbursement account's responsibility to a new owner containing a specific date for the transfer. In addition, you shall notify the succeeding owner of the existence of this cost reimbursement account by letter, copy of which shall be forwarded to the Board.

II. Public Participation

With increased public interest in our programs and the public knowledge of threat to human health and the environment, the Regional Boards are increasing our effort in getting the public more involved in our decision making process. The Regional Boards are also required to involve the public in site cleanup decisions under State law (including Health & Safety Code section 25356.1). You may be required to prepare and implement a public participation plan. Regional Board staff will provide you with additional guidance as appropriate.

Mr. Paul Ohlmann
On Atlantic, LLC

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December 12, 2005

III. Electronic Submittal of Information

Please see attached July 1, 2005 memo (Attachment 5) regarding new regulations requiring the electronic submittal of information (ESI), which went into effect on January 1, 2005. The new regulations stated that beginning on July 1, 2005, a paper copy of reports will no longer be required upon submittal of the electronic copy unless the Regional Board specifically requires the paper copy to be submitted.

The Los Angeles Regional Board does not have the resources to acquire hardware to allow caseworkers to appropriately review documents in electronic form. Therefore, for the foreseeable future, we request that you continue to submit hard copies of all documents and data submittals.

If you have any questions, please contact Dr. Rebecca Chou at (213) 576-6733.

Sincerely,

for *David A. Bacharowski, AEO*
Jonathan Bishop
Executive Officer

Attachments:

1. Monthly Salary Scales by Job Classification
2. Reimbursement Process for Regulatory Oversight
3. Certification Declaration Form
4. Acknowledgement of Receipt of Cleanup and Abatement Cost Recovery Letter
5. New Regulations – Electronic Submittal of Information

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